

Therefore, We petition your honorable bodies to consider these loyal ones, and where sufficient proof of service during the days of war and good citizenship since emancipation can be produced—that you provide such annuity—to be dispensed under such regulations as may be just alike to our State and these petitioners—as may, in your judgment, be right.

Unlike the slave that deserted to the enemy and is now a pensioner upon the rolls of the nation—these true and loyal relics of the past have neither inherited wealth or fostering government to care for them in their old age. Begging your careful and favorable consideration—with great respect, we are,

YOUR OBEDIENT SERVANTS.

Mr. Adkins moved that the Senate do now adjourn to ten o'clock tomorrow morning.

Mr. Humphries moved that the Senate do now adjourn to 4 o'clock this afternoon.

The yeas and nays were demanded.

Upon the question to adjourn until ten o'clock tomorrow morning.

The roll was called and the vote was:

Yeas—Senators Adkins, Baker (20th Dist.), Buckman, Crill, Cone, Cottrell, Harris, Henderson, Johnson, Leggett, Massey, McCreary, McMullen, Sams, West—15.

Nays—Mr. President, Senators Broome, Hosford, Humphires, Miller, Williams, Withers—7.

So the motion of Mr. Adkins prevailed.

Whereupon the Senate stood adjourned to ten o'clock a. m. Wednesday, May 5, 1909.

WEDNESDAY, MAY 5, 1909.

The Senate met pursuant to adjournment.

The President in the chair.

The roll was called, and the following Senators answered to their names:

Present—Mr. President, Senators Adkins, Baker (20th Dist.), Baker (29th Dist.), Beard, Broome, Buckman,

Crill, Cook, Cone, Cottrell, Davis, Dayton, Girardeau, Harris, Hosford, Humphries, Johnson, Leggett, Massey, McCreary, McLeod, McMullen, Miller, Sams, Sloan, West, Williams, Withers—29.

A quorum present.

Prayer by the Chaplain.

By unanimous consent, the reading of the Journal of May 4 was dispensed with.

The Journal of May 4 was corrected.

The Journal of May 4 was approved as corrected.

Mr. Henderson was excused from attendance upon the morning session.

On motion of Mr. Cone, the following letter from Hon. William J. Bryan was ordered to be spread on the Journal:

Lincoln, Neb., April 29, 1909.

Governor A. W. Gilchrist, and Members of the Senate and House of Representatives, of the State of Florida:
Gentlemen:

I greatly regret that I am prevented from accepting your invitation by engagements made before it was received. I appreciate so highly the honor you do me that I shall say to you in brief what I would say with more elaboration if circumstances permitted me to address the Legislature. I recognize that, being only a private citizen, my words can have no weight except as they find response in the conscience and judgment of those to whom they are addressed, but the confidence which has been expressed in me, both by the members of the Legislature and by their constituents, emboldens me to discuss what may be termed the more fundamental principles of representative government, as government is viewed from the democratic standpoint. There are two schools of thought in regard to the duty of the official—the aristocratic theory is that the people elect a representative to think for them; the democratic theory is, on the contrary, that the people think for themselves and elect representatives to give legal expression to their thoughts and to voice their sentiments. I need hardly emphasize the fact that our party is committed to the latter theory, and that Democracy teaches that the representative has no moral right to disregard the known wishes of his constituents.

It is sometimes argued that a representative should

obey his conscience rather than his constituents. My answer is that he must recognize that his constituents have consciences also, and that when he cannot conscientiously do what his constituents conscientiously desire him to do, he ought to be conscientious enough to resign and let them select a representative in harmony with them. I will allow no one to go beyond me in recognition of the claims of conscience, but I confess that I am suspicious of the official whose conscience is dormant during the campaign and only active when he wants to find an excuse for doing what his constituents do not want done, or for refusing to do what his constituents want done.

There is such a thing as embezzlement of power and the person guilty of it is as much a criminal as the one who embezzles money—even more so, for the wrong done by those who betray a public trust affects more people and brings more serious consequences than the embezzlement of money.

It follows, therefore, that platform pledges are not only binding, but sacred. If a candidate dissents from the platform upon which he runs, he ought to make that dissent known during the campaign, and make it known in such a way as to leave no doubt about the voters being made acquainted with his position. To maintain silence during the campaign, or to openly endorse a platform and then repudiate it, or be indifferent to it after the election, is inexcusable in a candidate.

Jefferson said that "the art of government is the art of being honest," and that "the principles of right and wrong are so easily discerned that they require not the aid of many counselors." Public officials would have little difficulty in agreeing upon the remedial measures needed by the public but for the fact that large financial interests make their presence felt about the National and State capitals. Secret obligation made before the election, or secret influences exerted after the election, sometimes wean the representative away from his constituents. These influences do not always take the form of direct bribes; they are more often indirect—promises of future support or favors shown to relatives or friends. To protect the representatives against these influences, publicity as to campaign funds has been urged and the Democratic National platform demanded that publication be made before the election. The Nebraska Legislature has carried out the Democratic platform on the subject of con-

tributions, and in our State, committees are now required to publish, fifteen days before the election, all contributions above \$25.00 received up to that time, and must thereafter publish such contributions on the day when they are received. In most of the States, we now have, for the protection of legislators, legislation aimed at lobbying, and such legislation will doubtless accomplish much good.

Our Nebraska Legislature has also enacted a law which gives to the people of our State the benefits of what is known as the Oregon plan for the election of United States Senators. Each candidate for the legislature is given an opportunity to sign, or refuse to sign, a promise that he will support the nominee receiving the largest number of votes at the election. This plan has been found to work successfully in Oregon and its adoption in this State gives our people a chance to elect United States Senators by direct vote.

The regulations of corporations is usually the most difficult subject with which a Legislature has to deal because of the influence brought to bear upon the Legislature by the corporations.

I will not discuss the liquor question because different phases of the subject are presented in different States, and I am not sufficiently well acquainted with the situation in Florida to offer advice. I venture to say, however, that there is a reform which ought to receive the support of all, no matter whether they believe in prohibition or in the regulation of the liquor traffic through the license system. The reform that I speak of is this, that the Federal government should discontinue the issue of licenses for the sale of liquor in territory where the local authorities decide to prohibit the sale of liquor, their decision ought to be respected by the Federal government, whereas today the Federal government stands ready to go into partnership with any person who desires to violate the local law. According to the terms of the partnership the government is to receive \$25.00 for each license issued, and the one paying the \$25.00 for a license to sell liquor where the local authorities prohibit it takes the chance of getting enough to reimburse him for what he has paid the government and to give him a profit besides.

The right of the State to regulate railroads is now universally recognized, and the States are rapidly putting

themselves in position to enforce their rights through the establishment of railway commissions. These railway commissions should be empowered to ascertain the physical valuation of the railroads as well as to fix rates and to protect the people of the State from discriminations against persons and places.

The trust question is one with which the State must deal. Under our dual form of government the monopolistic corporations have been playing each government against the other—they contend that they are engaged in interstate commerce when the State attempts to legislate, and they are staunch advocates of State's rights whenever the Federal government attempts to restrain. Both the Federal government and the State governments should employ their powers to the limit for the protection of the public against the evils of private monopoly, and I believe that the best as well as the simplest solution will be found in legislation fixing the percentage of control which a corporation shall exert over the product in which it deals. This plan has been endorsed by three National platforms of our party, and I know of no other remedy which is so easily applied or which promises to be so effective.

One of the issues of the late campaign related to the protection of bank deposits. The Republican party promised a postal savings bank, while the Democratic party endorsed a system under which banks will be required to protect their depositors by a guaranty fund, to which each bank will contribute in proportion to its deposits. The Bankers' Association met just before the election and denounced both plans, and the influence of the leading banks, especially the National banks, is now being used to defeat any and every plan which provides for increased security. It is strange that the bankers who make their profit out of the deposits and should be, not only indifferent, but antagonistic to the depositors' interests. The only ground which a bank can invite deposits is that the deposits will be repaid on demand, and the banker who is not willing to make this presumption good will find it difficult to distinguish his conduct from the conduct of those who obtain money under false pretenses. The banks are not now sufficiently secure, as is evidenced by the fact that the National government, the State governments, the counties and the cities all require special security. A bank would not like the following: "We give special se-

curity to the Federal government, to State governments, to counties and cities; other depositors are invited to leave their money with us without such security." And yet such a notice would tell the exact truth.

A large part of the bank's prestige is due to the fact that it does business under a charter granted by the government and is so regulated and inspected as to give the depositors confidence in its solvency, and it is only fair that in return for the advantages which the law confers, the banks should bear the light tax necessary to protect every depositor from possibility of loss. But the guaranty of deposits, by drawing money to the bank, would give the bank an increased earning power in excess of the tax paid.

The stockholder, as well as the depositor, ought to favor the guaranty of deposits, for no honest and conscientious stockholder likes to contemplate even the possibility of a loss to depositors. Some losses will occur in spite of foresight and care on the part of those in charge of a bank, and these losses ought to be distributed over the banking business as fire losses are distributed through fire insurance. I have never heard a stronger argument on the subject presented in fewer words than was presented by a German farmer of Nebraska, he said: "When I borrow money at the bank, the banker says, 'you get your farmer friends to go your security;' now, when the bank borrows my money, let it get its banker friends to go its security."

I have briefly referred to a few of the subjects which may come before your Legislature, and I will only add one suggestion, namely, that the initiative and referendum are being adopted by State after State, and that they perfect our representative form of government by bringing the government nearer to the people and by increasing the control of the people over the government. A number of States have already adopted the initiative and referendum, Missouri and Maine, last fall. Where the system is understood it is more popular than any other reform advocated by either party. The fact that it has been adopted in Oklahoma, in South Dakota, in Oregon, in Maine and in Missouri, together with the strength which it has shown in other States, proves that it appeals to the people of the country without regard to section or party affiliation. I believe it is the most important single proposition now before the several States. The Nebraska Legislature, which recently adjourned, would have submitted an amendment providing for the initiative and

referendum had it not been for the fear of a few Senators that the system might be used to secure a vote upon the liquor question, but this defeat is only temporary, for however much such a fear might influence a few legislators, it will not influence the public generally, and I am confident that the next Legislature will act favorably upon the resolution submitting the necessary amendment. To show the growth of the sentiment in favor of this reform I might cite the fact that two years ago the Legislature of Arkansas opposed this reform by a large majority while it endorsed the measure this year by an almost unanimous vote.

I conclude by emphasizing the fact that, as governments derive their just powers from the consent of the governed, they are good in proportion as they reflect the ideas, purposes and the aspirations of the people. The nearer the government is brought to the people, the better it is, and if a party deserves to be called a democratic party, it must be the aim of that party to make the government what the people want it to be, and to do through the government what the people want done. If all Democrats entrusted with power would be faithful to their duties and live up to their responsibilities, our party would soon be completely triumphant, for there never was a time when the country more sorely needed to have the principles of Jefferson and Jackson applied to the problems that require solution.

In thanking you again for the compliment that your invitation implies, allow me to express the hope that the present Legislature will strengthen our party's position in the State and in the Nation by its loyalty to democratic principles, and by its fidelity to the interests of the whole people.

I am, with great respect, etc.,

Very truly yours,

W. J. BRYAN.

Mr. Leggett, Chairman of the Committee on Enrolled Bills, submitted the following report:

Senate Chamber,

Tallahassee, Fla., May 5, 1909.

Hon. F. M. Hudson,

President of the Senate.

Sir:

Your Committee on Enrolled Bills, to whom was referred—

Senate Bill No. 255:

An act defining the boundary line between the counties of Clay and Putnam, in the corporate limits of the town of Melrose.

Senate Bill No. 275:

An act to abolish the present municipal government of the town of Jennings, in the county of Hamilton and the State of Florida, and to establish, organize and constitute a municipality to be known and designated as the town of Jennings, and to define its territorial boundaries, and to provide for its jurisdiction, powers and privileges.

Senate Bill No. 60:

An act to legalize the election held in the town of Sarasota on the first day of December, A. D. 1908, to determine by an affirmative vote of a majority of the qualified electors of said town, who were freeholders of said town at the time of voting and for at least six months prior thereto, whether or not the bonds proposed by an ordinance entitled "An ordinance to provide for the holding of an election in and by the town of Sarasota, Florida, submitting to the duly qualified voters of said town the question of issuing bonds for the purpose of constructing and maintaining a system of sewerage in, and for the purpose of paying the streets of said town, and for the expenditure of the funds arising from the sale of said bonds," passed by the Town Council of said town on the 13th day of October, A. D. 1908, and approved by the Mayor of said town on the 14th of October, A. D. 1908, should be authorized and issued, and to declare and render valid and legal said ordinance and to authorize the issue of bonds as provided by said ordinance, and to declare valid and binding all bonds which have been or may be issued under the terms of said ordinance, and to validate and confirm the election of bond trustees, under said ordinance.

Have examined the same and find them correctly enrolled.

Very respectfully,

C. L. LEGGETT,
Chairman of Committee.

And the acts contained therein were referred to the Joint Committee on Enrolled Bills.

Mr. Leggett, Chairman of the Joint Committee on Enrolled Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 5, 1909.

Hon. F. M. Hudson,
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred—

Senate Bill No. 255:

An act defining the boundary line between the counties of Clay and Putnam, in the corporate limits of the town of Melrose.

Senate Bill No. 275:

An act to abolish the present municipal government of the town of Jennings, in the county of Hamilton and the State of Florida, and to establish, organize and constitute a municipality to be known and designated as the town of Jennings, and to define its territorial boundaries, and to provide for its jurisdiction, powers and privileges.

Senate Bill No. 60:

An act to legalize the election held in the town of Sarasota on the first day of December, A. D. 1908, to determine by an affirmative vote of a majority of the qualified electors of said town, who were freeholders of said town at the time of voting and for at least six months prior thereto, whether or not the bonds proposed by an ordinance entitled "An ordinance to provide for the holding of an election in and by the town of Sarasota, Florida, submitting to the duly qualified voters of said town the question of issuing bonds for the purpose of constructing and maintaining a system of sewerage in, and for the purpose of paving the streets of said town, and for the expenditure of the funds arising from the sale of said bonds," passed by the Town Council of said town on the 13th day of October, A. D. 1908, and approved by the Mayor of said town on the 14th of October, A. D. 1908, should be authorized and issued, and to declare and render valid and legal said ordinance and to authorize the issue of bonds as provided by said ordinance, and to declare valid and binding all bonds which have been or

may be issued under the terms of said ordinance, and to validate and confirm the election of bond trustees, under said ordinance.

Have examined the same and find them correctly enrolled.

Very respectfully,

C. L. LEGGETT,
Chairman of Joint Committee.

And the acts contained in the above report were referred to the Joint Committee on Enrolled Bills, to convey to the House of Representatives for the signature of the Speaker of the House of Representatives and the Chief Clerk thereof.

Mr. Leggett, Chairman of the Joint Committee on Enrolled Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 5, 1909.

Hon. F. M. Hudson,

President of the Senate:

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred—

Senate Bill No. 255:

An act defining the boundary line between the counties of Clay and Putnam, in the corporate limits of the town of Melrose.

Senate Bill No. 275:

An act to abolish the present municipal government of the town of Jennings, in the county of Hamilton and the State of Florida, and to establish, organize and constitute a municipality to be known and designated as the town of Jennings and to define its territorial boundaries, and to provide for its jurisdiction, powers and privileges.

Senate Bill No. 60:

An act to legalize the election held in the town of Sarasota on the first day of December, A. D. 1908, to determine by an affirmative vote of a majority of the qualified electors of said town, who were Freeholders of said town at the time of voting and for at least six months prior thereto, whether or not the bonds proposed by an ordinance entitled "An ordinance to provide for the hold-

ing of an election in and by the town of Sarasota, Florida, submitting to the duly qualified voters of said town the question of issuing bonds for the purpose of constructing and maintaining a system of sewerage in, and for the purpose of paving the streets of said town, and for the expenditure of the funds arising from the sale of said bonds," passed by the Town Council of said town on the 13th day of October, A. D. 1908, and approved by the Mayor of said town on the 14th of October, A. D. 1908, should be authorized and issued, and to declare and render valid and legal said ordinance and to authorize the issue of bonds as provided by said ordinance, and to declare valid and binding all bonds which have been or may be issued under the terms of said ordinance, and to validate and confirm the election of bond Trustees, under the ordinance.

Beg to report that the same has been duly signed by the Speaker and Chief Clerk of the House of Representatives, and is herewith presented to the Senate for the signatures of the President and Secretary thereof.

Very respectfully,

C. L. LEGGETT,

Chairman of Joint Committee.

ENROLLED.

The President announced that he was about to sign—
Senate Bill No. 255:

An act defining the boundary line between the counties of Clay and Putnam, in the corporate limits of the town of Melrose.

Senate Bill No. 275:

An act to abolish the present municipal government of the town of Jennings, in the county of Hamilton, and the State of Florida, and to establish, organize and constitute a municipality to be known and designated as the town of Jennings, and to define its territorial boundaries, and to provide for its jurisdiction, powers and privileges.

Senate Bill No. 60:

An act to legalize the election held in the town of Sarasota, on the first day of December, A. D. 1908, to determine by an affirmative vote of a majority of the qualified electors of said town, who were Freeholders of said town at the time of voting and for at least six months

prior thereto, whether or not the bonds proposed by an ordinance entitled "An ordinance to provide for the holding of an election in and by the town of Sarasota, Florida, submitting to the duly qualified voters of said town the question of issuing bonds for the purpose of constructing and maintaining a system of sewerage in, and for the purpose of paving the streets of said town, and for the expenditure of the funds arising from the sale of said bonds," passed by the Town Council of said town, on the 13th day of October, A. D. 1908, and approved by the Mayor of said town on the 14th of October, A. D. 1908, should be authorized and issued, and to declare and render valid and legal said ordinance and to authorize the issue of bonds as provided by said ordinance, and to declare valid and binding all bonds which have been or may be issued under the terms of said ordinance, and to validate and confirm the election of bond Trustees, under said ordinance.

The acts were thereupon duly signed by the President and Secretary of the Senate, and ordered returned to the Chairman of the Joint Committee on Enrolled Bills, to convey to the Governor for his approval.

Mr. Leggett, Chairman of the Committee on Enrolled Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 5, 1909.

Hon. F. M. Hudson,

President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred—

Senate Bill No. 255:

An act defining the boundary line between the counties of Clay and Putnam, in the corporate limits of the town of Melrose.

Also—

Senate Bill No. 275:

An act to abolish the present municipal government of the town of Jennings, in the county of Hamilton, and the State of Florida, and to establish, organize and constitute a municipality to be known and designated as the town of Jennings, and to define its territorial boundaries,

and to provide for its jurisdiction, powers and privileges.
Also—

Senate Bill No. 60:

An act to legalize the election held in the town of Sarasota on the first day of December, A. D. 1908, to determine, by an affirmative vote of a majority of the qualified electors of said town, who were freeholders of said town at the time of voting and for at least six months prior thereto, whether or not the bonds proposed by an ordinance entitled "An ordinance to provide for the holding of an election in and by the town of Sarasota, Florida, submitting to the duly qualified voters of said town the question of issuing bonds for the purpose of constructing and maintaining a system of sewerage in, and for the purpose of paving the streets of said town, and for the expenditure of the funds arising from the sale of said bonds," passed by the Town Council of said town on the 13th day of October, A. D. 1908, and approved by the Mayor of said town on the 14th of October, A. D. 1908 should be authorized and issued, and to declare and render valid and legal said ordinance, and to authorize the issue of bonds as provided by said ordinance, and to declare valid and binding all bonds which have been or may be issued under the terms of said ordinance, and to validate and confirm the election of bond trustees under said ordinance.

Beg to report that the same has been presented to the Governor for his approval.

Very respectfully,

C. L. LEGGETT,
Chairman of Joint Committee.

Mr. Leggett, Chairman of the Committee on Enrolled Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 5, 1909.

Hon. F. M. Hudson,
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred—

House Bill No. 77:

An act to validate and make legal certain county school

warrants, or county scrip, issued and to be issued by the Board of Public Instruction of Taylor County, Florida, and to cure all defects and irregularities of the same, and to secure the said county school warrants, or county school scrip, to the amount of fourteen thousand four hundred (\$14,400.00) dollars, heretofore issued for that may hereafter be issued for the purpose of building a county school house at Perry, in Taylor County, Florida, to pay interest on said school warrants or scrip to the amount of seven (7) per cent per annum.

Also—

House Bill No. 376:

An act to legalize the election held on the 20th day of April, A. D. 1909, in the city of Bartow, to determine whether or not bonds should be issued and sold, as proposed and provided by an ordinance of said city, entitled "An ordinance to provide for the issuing of bonds of the city of Bartow, Polk County, Florida, for the purpose of securing funds for the establishment of a sewerage system in said city," which was passed in open Council by the City Council of the city of Bartow on the 12th day of February, A. D. 1909, and approved by the Mayor of said city on the 12th day of February, A. D. 1909, and to declare and render valid said ordinance, and to authorize the issuance of bonds as provided in said ordinance.

Have examined the same and find them correctly enrolled.

Very respectfully,
C. L. LEGGETT,
Chairman of Joint Committee.

And the acts contained in the above report were referred to the Joint Committee on Enrolled Bills, to convey to the House of Representatives for the signature of the Speaker of the House of Representatives and the Chief Clerk thereof.

Mr. Leggett, Chairman of the Joint Committee on Enrolled Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 5, 1909.

Hon. F. M. Hudson,

President of the Senate:

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred—

House Bill No. 77:

An act to validate and make legal certain county school warrants or county school script, issued and to be issued by the Board of Public Instruction of Taylor county, Florida, and to cure all defects and irregularities of the same, and to secure the said county school warrants, or county school script, to the amount of Fourteen Thousand Four Hundred Dollars (\$14,400.00) heretofore issued or that may hereafter be issued for the purpose of building a county school house at Perry, in Taylor county, Florida, to pay interest on said school warrants or script to the amount of seven (7) per cent. per annum.

Also—

House Bill No. 376:

An act to legalize the election held on the 20th day of April, A. D. 1909, in the city of Bartow, to determine whether or not bonds should be issued and sold as proposed and provided by an ordinance of said city, entitled "An ordinance to provide for the issuing of bonds of the city of Bartow, Polk county, Florida, for the purpose of securing funds for the establishment of a sewerage system in said city," which was passed in open council by the City Council of the city of Bartow, on the 12th day of February, A. D. 1909, and approved by the Mayor of said city on the 12th day of February, A. D. 1909, and to declare and render valid said ordinance, and to authorize the issuance of bonds as provided in said ordinance.

Beg to report that the same has been duly signed by the Speaker and Chief Clerk of the House of Representatives, and is herewith presented to the Senate for the signatures of the President and Secretary thereof.

Very respectfully,

C. L. LEGGETT,
Chairman of Joint Committee.

ENROLLED.

The President announced that he was about to sign—
House Bill No. 77:

An act to validate and make legal certain county school warrants or county school script issued and to be issued by the Board of Public Instruction of Taylor county, Florida, and to cure all defects and irregularities of the same, and to secure the said county school warrants, or

county school script, to the amount of Fourteen Thousand Four Hundred Dollars (\$14,400.00) heretofore issued or that may hereafter be issued for the purpose of building a county school house at Perry, in Taylor county, Florida, to pay interest on said school warrants or script to the amount of seven (7) per cent. per annum.

Also—

House Bill No. 376:

An act to legalize the election held on the 20th day of April, A. D. 1909, in the city of Bartow, to determine whether or not bonds should be issued and sold as proposed and provided by an ordinance of said city, entitled "An ordinance to provide for the issuing of bonds of the city of Bartow, Polk county, Florida, for the purpose of securing funds for the establishment of a sewerage system in said city," which was passed in open council by the City Council of the city of Bartow, on the 12th day of February, A. D. 1909, and approved by the Mayor of said city on the 12th day of February, A. D. 1909, and to declare and render valid said ordinance, and to authorize the issuance of bonds as provided in said ordinance.

The acts were thereupon duly signed by the President and Secretary of the Senate, and ordered returned to the Chairman of the Joint Committee on Enrolled Bills to convey to the Governor for his approval.

Mr. Leggett, Chairman of the Committee on Enrolled Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 5, 1909.

Hon. F. M. Hudson,

President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred—

House Bill No. 77:

An act to validate and make legal certain county school warrants or county school script issued and to be issued by the Board of Public Instruction of Taylor county, Florida, and to cure all defects and irregularities of the same, and to secure the said county school warrants, or county school script, to the amount of fourteen thousand four hundred (\$14,400.00) dollars heretofore issued or that may hereafter be issued for the purpose of build-

ing a county school house at Perry, in Taylor county, Florida, to pay interest on said school warrants or script to the amount of seven (7) per cent. per annum.

Also—

House Bill No. 376:

An act to legalize the election held on the 20th day of April, A. D. 1909, in the city of Bartow, to determine whether or not bonds should be issued and sold as proposed and provided by an ordinance of said city, entitled "An ordinance to provide for the issuing of bonds of the city of Bartow, Polk county, Florida, for the purpose of securing funds for the establishment of a sewerage system in said city," which was passed in open Council by the City Council of the city of Bartow, on the 14th day of February, A. D. 1909, and approved by the Mayor of said city on the 13th day of February, A. D. 1909, and to declare and render valid said ordinance, and to authorize the issuance of bonds as provided in said ordinance.

Beg to report that the same has been presented to the Governor for his approval.

Very respectfully,

C. L. LEGGETT,
Chairman of Joint Committee.

Mr. Leggett, Chairman of the Committee on Enrolled Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 5, 1909.

Hon. F. M. Hudson,
President of the Senate.

Sir:

Your Committee on Enrolled Bills, to whom was referred—

Senate Joint Resolution No. 68:

Senate Joint Resolution proposing an amendment to Article XIX of the Constitution of the State of Florida, relating to the manufacture and sale or other disposal of intoxicating liquors or beverages.

Be it Resolved by the Legislature of the State of Florida, That Article XIX of the Constitution of the State of Florida, be and the same is hereby amended so as to read as follows:

"Article XIX, Section 1. The manufacture and sale,

barter or exchange, of all intoxicating liquors and beverages, whether spirituous, vinous or malt, are hereby forever prohibited in the State of Florida, except alcohol for medical, scientific or mechanical purposes, and wine for sacramental purposes; the sale of which alcohol and wine for the purpose aforesaid shall be regulated by law.

"Sec. 2. The Legislature shall enact suitable laws for the enforcement of the provisions of the article.

"Sec. 3. This article shall go into effect on the first day of July, A. D. 1911."

Have examined the same and find it correctly enrolled.

Very respectfully,

C. L. LEGGETT,
Chairman of Committee.

And the acts contained therein were referred to the Joint Committee on Enrolled Bills.

Mr. Leggett, Chairman of the Joint Committee on Enrolled Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 5, 1909.

Hon. F. M. Hudson,
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred—

Senate Joint Resolution No. 68:

Senate Joint Resolution proposing an amendment to Article XIX of the Constitution of the State of Florida, relating to the manufacture and sale, or other disposal of intoxicating liquors or beverages.

Be it resolved by the Legislature of the State of Florida, That Article XIX of the Constitution of the State of Florida, be and the same is hereby amended so as to read as follows:

Article XIX, Section 1. The manufacture and sale, barter or exchange, of all intoxicating liquors and beverages, whether spirituous, vinous or malt, are hereby forever prohibited in the State of Florida, except alcohol for medical, scientific or mechanical purposes and wine for sacramental purposes; the sale of which alcohol and wine for the purpose aforesaid, shall be regulated by law.

Sec. 2. The Legislature shall enact suitable laws for the enforcement of the provisions of the article.

Sec. 3. This article shall go into effect on the first day of July, A. D. 1911.

Have examined the same and find it correctly enrolled.

Very respectfully,

C. L. LEGGETT,
Chairman of Joint Committee.

Beg to report that the same has been duly signed by the Speaker and Chief Clerk of the House of Representatives, and is herewith presented to the Senate for the signatures of the President and Secretary thereof.

Mr. Leggett, Chairman of the Joint Committee on Enrolled Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 5, 1909.

Hon. F. M. Hudson,
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred—

Senate Joint Resolution No. 68:

Senate Joint Resolution proposing an amendment to Article XIX, of the Constitution of the State of Florida, relating to the manufacture and sale or other disposal of intoxicating liquors or beverages.

Be it Resolved by the Legislature of the State of Florida, That Article XIX of the Constitution of the State of Florida, be and the same is hereby amended so as to read as follows:

Article XIX, Section 1. The manufacture and sale, barter or exchange, of all intoxicating liquors and beverages, whether spirituous, vinous or malt, are hereby forever prohibited in the State of Florida, except alcohol for medical, scientific or mechanical purposes, and wine for sacramental purposes; the sale of which alcohol and wine for the purpose aforesaid, shall be regulated by law.

Sec. 2. The Legislature shall enact suitable laws for the enforcement of the provisions of the article.

Sec. 3. This article shall go into effect on the first day of July, A. D. 1911.

And the acts contained in the above report were referred to the Joint Committee on Enrolled Bills, to convey to the House of Representatives for the signature of the Speaker of the House of Representatives and the Chief Clerk thereof.

Very respectfully,
C. L. LEGGETT,
Chairman of Joint Committee.

ENROLLED.

The President announced that he was about to sign—
Senate Joint Resolution No. 68:

Senate Joint Resolution, proposing an amendment to Article XIX, of the Constitution of the State of Florida, relating to the manufacture and sale or other disposal of intoxicating liquors or beverages.

Be it resolved, by the Legislature of the State of Florida, That Article XIX, of the Constitution of the State of Florida, be and the same is hereby amended so as to read as follows:

Article XIX, Section 1. The manufacture and sale, barter or exchange, of all intoxicating liquors and beverages, whether spirituous, vinous or malt, are hereby forever prohibited in the State of Florida, except alcohol for medical, scientific or mechanical purposes, and wine for sacramental purposes; the sale of which alcohol and wine for the purpose aforesaid shall be regulated by law.

Secd 2. The Legislature shall enact suitable laws for the enforcement of the provisions of the article.

Sec. 3. This Article shall go into effect on the first day of July, A. D. 1909.

The acts were thereupon duly signed by the President and Secretary of the Senate, and ordered returned to the Chairman of the Joint Committee on Enrolled Bills to convey to the Governor for his approval.

Mr. Leggett, Chairman of the Committee on Enrolled Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 5, 1909.

Hon. F. M. Hudson,
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred—

Senate Joint Resolution No. 68:

Senate Joint Resolution, proposing an amendment to Article XIX, of the Constitution of the State of Florida, relating to the manufacture and sale or other disposal of intoxicating liquors or beverages.

Be it resolved by the Legislature of the State of Florida, That Article XIX, of the Constitution of the State of Florida, be and the same is hereby amended so as to read as follows:

Article XIX, Section 1. The manufacture and sale, barter or exchange, of all intoxicating liquors and beverages, whether spirituous, vinous or malt, are hereby forever prohibited in the State of Florida, except alcohol for medical, scientific or mechanical purposes, and wine for sacramental purposes; the sale of which alcohol and wine for the purpose aforesaid shall be regulated by law.

Sec. 2. The Legislature shall enact suitable laws for the enforcement of the provisions of the Article.

Sec. 3. This Article shall go into effect on the first day of July, A. D. 1911.

I beg to report that the same has been presented to the Governor for his approval.

Very respectfully,

C. L. LEGGETT,
Chairman of Joint Committee.

Mr. Williams, Chairman of the Committee on Game and Fisheries, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 5, 1909.

Hon. F. M. Hudson,
President of the Senate.

Sir:

Your Committee on Game and Fisheries, to whom was referred—

Senate Bill No. 276:

A bill to be entitled an act to encourage the establishment and maintenance of unenclosed game preserves for certain birds and other game; to encourage the introduction, raising and propagating of the same; the protection of such game preserves and game, and the time in which they may be hunted and killed; and providing penalties for violations of this act.

Have had the same under consideration and recommend that it do pass, with the following committee amendments, to-wit:

At the end of Section 3 add: "Any person, firm or corporation before benefiting by any of the provisions of this act, shall place free upon the said posted lands not less than fifty non-native birds hereinbefore described."

Very respectfully,

J. A. WILLIAMS,
Chairman of Committee.

And Senate Bill No. 276, with the committee amendment, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Harris, Chairman of the Committee on Municipalities, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 5, 1909.

Hon. F. M. Hudson,
President of the Senate.

Sir:

Your Committee on Municipalities, to whom was referred—

House Bill No. 93:

An act to amend the charter of the town of Crystal River, Florida, created under the general laws of the State, and of record in the Circuit Court Clerk's office, at Inverness, Fla., to confirm said charter, and all acts done under it, and to empower the town to assess its property, fix the rate of taxation and license or occupation tax, independently of the general laws of the State.

Also—

House Bill No. 152:

A bill to be entitled an act declaring the town of Winter Garden, in the county of Orange, State of Florida, to be a legally incorporated town.

Also—

Senate Bill No. 298:

A bill to be entitled an act to amend Chapter 4869 of the Laws of the State of Florida, being an act entitled "An act to abolish the present municipal government of the city of Lakeland, in the county of Polk and State of Florida, and to establish, organize and constitute a municipality to be known and designated as Lakeland, and to define its territorial boundary, and to provide for its jurisdiction, power and privileges."

Also—

Senate Bill No. 203:

A bill to be entitled an act to amend Section 1, Article 2, of an act entitled "An act to abolish the present municipal government of the city of Sanford, Orange county, Florida, and organize a city government for the same and to provide its jurisdiction and powers," approved May 24th, 1893.

Also—

Senate Bill No. 287:

A bill to be entitled an act to change the name of the village of Sumatra in Jackson county from Sumatra to Alford.

Have had the same under consideration and recommend that they do pass.

Very respectfully,

W. HUNT HARRIS,

Chairman of Committee.

And Senate Bills Nos. 298, 203 and 287 and House Bills Nos. 93 and 152, contained in the above report, were placed on the Calendar of Bills on Second Reading.

Mr. Williams, Chairman of the Committee on Game and Fisheries, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 5, 1909.

Hon. F. M. Hudson,
President of the Senate.

Sir:

Your Committee on Game and Fisheries, to whom was referred—

House Bill No. 404:

A bill to be entitled an act to regulate the killing of wild duck in the county of Brevard, State of Florida.

Have had the same under consideration and recommend as a substitute therefor the bill hereto attached and designated "Committee Substitute for House Bill No. 404."

To be entitled an act to regulate the killing of wild duck in the State of Florida, and to prevent the shipment thereof.

Very respectfully,
J. A. WILLIAMS,
Chairman of Committee.

And House Bill No. 404, together with the Committee Substitute therefor, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Massey, Chairman of the Committee on Judiciary A, submitted the following report:

Tallahassee, Fla., May 5, 1909.

Senate Chamber,

Hon. F. M. Hudson,
President of the Senate.

Sir:

Your Committee on Judiciary A, to whom was referred—

Senate Bill No. 183:

A bill to be entitled an act to amend Section 2919 of the General Statutes of the State of Florida, relative to allowance of free or reduced rates by common carriers.

Have had the same under consideration and report same without recommendation.

Very respectfully,

LOUIS C. MASSEY,
Chairman of Committee.

And Senate Bill No. 183, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Massey, Chairman of the Committee on Judiciary A, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 5, 1909.

Hon. F. M. Hudson,
President of the Senate.

Sir:

Your Committee on Judiciary A, to whom was referred—

Senate Bill No. 3:

A bill to be entitled an act to protect benevolent, humane, fraternal or charitable corporations in the use of their names and emblems, and providing penalties for the violation thereof.

Also—

Senate Bill No. 249:

A bill to be entitled an act to validate and confirm all grants, privileges and permits which have heretofore been made and given or attempted to have been made and given by any of the cities and towns of this State to any persons, firm or corporation by resolution of the city or town council of any city or town, and which have been acted upon by the grantee or grantees, their successors or assigns by the investment of money in good faith, and to give the force and effect of ordinances to resolutions heretofore passed by cities and towns in relation to grants, privileges and permits.

Have had the same under consideration and recommend that they do not pass.

Very respectfully,

LOUIS C. MASSEY,
Chairman of Committee.

And Senate Bills Nos. 3 and 249 contained in the above

report were placed on the Calendar of Bills on Second Reading.

Mr. Massey, Chairman of the Committee on Judiciary A, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 5, 1909.

Hon. F. M. Hudson,
President of the Senate.

Sir:

Your Committee on Judiciary A, to whom was referred—

House Bill No. 4:

A bill to be entitled an act to prescribe the time for holding the terms of the Circuit Court in and for the Eighth Judicial Circuit of the State of Florida, and to repeal Chapter 5642, Acts of 1907, approved May 27th 1907, and Section 1812 of the General Statutes of the State of Florida, relative to the time of holding terms of the Circuit Court in the Eighth Judicial Circuit.

And also—

House Bill No. 24:

A bill to be entitled an act to amend Section 2150 of the General Statutes of the State of Florida, relative to the release of garnishee upon application of defendant.

And also—

Senate Bill No. 175:

A bill to be entitled an act to amend Section 1675 of the General Statutes of the State of Florida, relative to the appointment of deputy sheriffs.

And also—

Senate Bill No. 234:

A bill to be entitled an act to amend Section 2650 of the General Statutes of this State, relative to the issue and delivery of letters patent to corporations for profit.

Have had the same under consideration and recommend that they do pass.

Very respectfully,

LOUIS C. MASSEY,
Chairman of Committee.

And House Bills Nos. 4 and 24 and Senate Bills Nos.

175 and 234, contained in the above report, were placed on the Calendar of Bills on Second Reading.

Mr. Williams, Chairman of the Committee on Game and Fisheries, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 5, 1909.

Hon. F. M. Hudson,
President of the Senate.

Sir:

Your Committee on Game and Fisheries, to whom was referred—

Senate Bill No. 278:

A bill to be entitled an act to amend Section 1, Chapter 5433 of the General Statutes of the State of Florida, relating to the protection and preservation of fish in the State of Florida, and to prohibit the shipping of certain fish during certain months.

Have had the same under consideration and recommend that it do pass with the following committee amendments, to wit:

At the end of Section 1, add the following: "Provided the provisions of this section shall not apply to any person having such mullet for his own consumption."

Very respectfully,

J. A. WILLIAMS,
Chairman of Committee.

And Senate Bill No. 278, with the committee amendments thereto, contained in the above report, was placed on the Calendar of Bills on Second Reading.

INTRODUCTION OF BILLS.

By Mr. Cook—

Senate Bill No. 342:

A bill to be entitled an act to repeal Section 1949 of the General Statutes of the State of Florida, being an act entitled "An act to extend the powers of courts of chancery in this State," and Section 1950 of the General Statutes of the State of Florida, being an act entitled, "An act relating to bills in equity of, and removing clouds from, title to real estate," and to extend the pow-

ers of courts of chancery in this State, enlarge the jurisdiction thereof, to entertain suits by any person or corporation claiming any interest in the lands in this State, against any or all persons or corporations claiming any interest therein, and quiet the title of the complainant thereto, award injunctions to protect the complainant's interest therein, and enjoin and avoid a multiplicity of suit, and declare the rights and interests of the parties.

By Mr. Sloan—

Senate Bill No. 343:

A bill to be entitled an act to prohibit tampering with witnesses, and providing a penalty for the violation thereof.

Which was read the first time by its title and referred to the Committee on Judiciary B.

By Mr. Sloan—

Senate Bill No. 344:

A bill to be entitled an act authorizing real estate investments in making up and maintaining the required amount of paid-in capital and legal reserve for Florida life, health and accident insurance companies, to do business in Florida.

Which was read the first time by its title and referred to the Committee on Judiciary B.

By Mr. Buckman—

Senate Bill No. 345:

A bill to be entitled an act to amend Chapter 5 of Title 4, of the General Statutes of the State of Florida, relating to the regulation of railroads, embracing Section 2885, relating to the compensation of Railroad Commissioners and to increase their compensation; to amend Section 2885, relating to the qualifications of Railroad Commissioners and to prescribe the same; to amend Section 2888 relating to the rates of tolls to be charged by railroad companies and to define the authority vested in common carriers and to provide for reasonable rates; to amend Section 2893 relating to the powers and duties of the Railroad Commissioners; to define and limit such powers to correcting abuses, unjust discriminations and excessive charges; to define their authority in erecting sta-

tions or requiring the erection of station buildings; and to limit their authority in fixing schedules for the arrival and departure of trains at connecting points; to require all complaints to be verified under oath; and to afford common carriers an opportunity of examining all complainants and their witnesses under oath; and to amend Section 2899, empowering the Railroad Commission to furnish corporations with schedules of just or reasonable rates, and to require printed or written schedules of just and reasonable rates and charges for transportation of freights, passengers and cars when the Commission shall have decided, after complaint, that the existing rates involve abuses, unjust discriminations and excessive charges, and to repeal conflicting laws.

By Mr. Dayton—

Senate Bill No. 346:

A bill to be entitled an act to appropriate the sum of \$5,474.77 out of any funds in the State Treasury to pay certain Indian war claims.

Which was read the first time by its title and referred to the Committee on Claims.

By Mr. Humphries—

Senate Bill No. 347:

A bill to be entitled an act to appropriate the sum of sixty-five thousand dollars annually from the proceeds from the hire of State prisoners, and directing that twenty thousand dollars thereof shall annually be set apart as a sinking fund to pay and retire the outstanding bonds of the State and the remaining forty-five thousand dollars shall be applied annually as part of any amount appropriated for maintenance of lunatics.

Which was read the first time by its title and referred to the Committee on Appropriations.

By Mr. Humphries—

Senate Bill No. 348:

A bill to be entitled an act to authorize the Board of Commissioners of State Institutions to sell, lease or otherwise dispose of deposits of phosphate, or the right to mine phosphate, now lying in waters belonging to the State of Florida.

Which was read the first time by its title and referred to the Committee on Mining and Mineral Resources.

By Mr. Withers—

Senate Bill No. 349:

A bill to be entitled an act making appropriations for deficiencies in the appropriations made by the Legislature of 1907 for jurors and witnesses, expenses, collection of revenue and expenses Florida State Troops for the two years ending June 30, 1909.

Which was read the first time by its title and referred to the Committee on Appropriations.

By Mr. West—

Senate Bill No. 350:

A bill to be entitled an act to give the city of Marianna a lien upon private property for work done by the city where necessary for public health or convenience.

Which was read the first time by its title and referred to the Committee on Municipalities.

By Mr. Harris—

Senate Bill No. 351:

A bill to be entitled an act to provide for the improvement of the grounds of the Governor's Mansion, and to make such other improvements or repairs at the Mansion as may be advisable, and to make an appropriation therefor.

Which was read the first time by its title and referred to the Committee on Appropriations.

CONSIDERATION OF RESOLUTIONS.

Senate Memorial No. 2:

Asking for an appropriation for the improvement of the upper Ocklawaha River.

Was taken up in its order and read the second time.

Upon the question of the passage of Senate Memorial No. 2, it was agreed to and adopted, and the same was ordered to be certified to the House of Representatives under the rule.

Mr. McMullen asked that the committee to investigate the report of the Commission appointed by the last Leg-

islature to investigate the acts and doings of the Board of Trustees of the Internal Improvement Fund be allowed further time to make said report.

Which was granted.

The following communication from the Comptroller was read:

Treasury Department, State of Florida, Comptroller's office,

Tallahassee, May 4, 1909.

Hon. F. M. Hudson,

President of the Senate.

Tallahassee, Fla.

Dear Sir:

In compliance with Section 4 of Chapter 5598 of the Laws of Florida, I herewith enclose statement of expenditures from July 1, 1907, to May 3, 1909, both dates, inclusive, under the appropriation for "lists of land entries for assessors, assessment of railroads and other contingent expenses of Comptroller's office."

Respectfully submitted,

A. C. CROOM,
Comptroller.

Statement of expenditures from July 1, 1907, to May 3, 1909, both dates inclusive, under the appropriation for "Lists of Land Entries, Assessment of Railroads and Other Contingent Expenses Comptroller's Office:—"

Date.	Voucher.	Amount.
1907.		
July 8—3378—	A. C. Croom, expenses in examination of Tampa Northern, West Shore, Live Oak, Perry & Gulf, Florida Railway and Jacksonville and Southwestern Railroads.	\$ 52.05
Aug. 8—4008—	A. C. Croom, ex. examining S. S. & R. R. & River Road.	11.00
Aug. 26—4365—	J. D. McDougald, one mileage book for Hon. A. C. Croom, Comptroller State of Florida. . .	25.00

Sept. 12—4702—	D. R. Cox Furniture Co., 2 bottles furniture polish, 50c.; three sets alpha guides, \$1.00.....	1.50
Sept. 18—4746—	The Edward Thompson Co., 2 copies Reg. of Com.....	3.00
Oct. 2—4938—	H. N. Sweeting, machine repaired.50
Oct. 22—5434—	Seaboard Air Line Railway, one mileage book, Form S. F. M., No. 15,375, for A. C. Croom, Comptroller.	25.00
Nov. 6—5577—	Hardee-Smith Co., 1 box roach poison for use in vault.....	.50
Nov. 6—5632—	John Hayes for Yale Towne Mfg. Co., repairing lock on safe.....	10.00
Nov. 18—6013—	E. M. Hinshaw, Secy., fee for membership, including dues to Aug. 1, 1908. The membership is official and applies only to the Comptroller as such official. Only such officials as have supervision of banks are allowed to join....	10.00
Dec. 5—6203—	A. C. Croom, 1 mileage book for W. C. Croom, State Bank Examiner.	25.00
1908.		
Jan. 1— 75—	C. O. Andrews, for clerical services in Comptroller's office during the quarter ending Dec. 31, 1907.	130.00
Jan. 11— 407—	Expense Acct. of A. C. Croom, Compt., in the matter of Pensacola Bank & Trust Co.....	9.80
Jan. 27— 694—	Seaboard Air Line Railway, 1 mileage book for A. C. Croom, Comptroller.	25.00
Feb. 5— 774—	Seaboard Air Line Railway, one mileage book for A. C. Croom, Comptroller.	25.00
Mar. 19—1726—	A. C. Croom, telegrams relating to appointment of a receiver for the Bank of Jensen.....	5.45
Mar. 18—1727—	P. W. Wilson, ribbon for use on door of office upon death of one of the clerks.....	.80

Apr. 2—1943—Robert B. Bell, clerical work in Comptroller's office from Feb. 5, to March 31, 1908.....	146.67
Apr. 6—2031—Seaboard Air Line Railway, one mileage book for A. C. Croom, Comptroller.	25.00
May. 13—2885—Seaboard Air Line Railway, one mileage book for A. C. Croom, Comptroller.	25.00
July 24—4295—A. C. Croom, expenses of trip to St. Andrews Bay in matter of German-American Railroad assessment.	29.00
Trip to Jacksonville in the matter of American Exchange Bank.	16.85
Aug. 3—4418—City Electric Light Plant, two electric fans for office.....	33.00
Oct. 1—5307—Robert B. Bell, clerical work in Comptroller's office quarter ending Sept. 30, 1908.....	240.00
Dec. 28—6991—Seaboard Air Line Ra., 1 interchangeable mileage book, Form 77, for A. C. Croom, Comptroller	40.00
1909.	
Jan. 11— 275—M. C. McIntosh, 3 days' special work in Comptroller's office, at \$4.50 per day.....	13.50
Jan. 28— 496—State of Fla., Dept. of Secretary of State, 1 copy Gen. Stats., 1 copy Acts of 1907.....	5.50
Mar. 1—1262—Gilmore & Davis Co., 6 Yale keys for office door.....	2.10
Mar. 29—1748—A. C. Croom, expenses of trip to Jacksonville in re American Exchange Bank.	17.00
April 1—1818—Robert B. Bell, clerical work in Comptroller's office for quarter ending March 30, 1909.....	300.00
April 2—1865—John McDougall, P. M., postal cards, postage due, stamps and stamped envelopes.	225.12
April 2—1866—Western Union Telegraph Co., telegrams on business connected	

	with banks and other official business.....	16.06
April 3—1887—	The Weekly True Democrat, printing circular letters.....	2.00
April 3—1888—	Southern Express Company, charges on express package of blanks, etc., sent to various officials throughout the State.....	20.38
		<hr/>
		\$1,516.78

Amount appropriated for the two years from
July 1, 1907, to June 30, 1909.....\$2,000.00

Mr. Cone moved to spread the communication and the accompanying document on the Journal.

Which was agreed to.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., May 4, 1909.

Hon. F. M. Hudson,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

Senate Bill No. 37:

A bill to be entitled an act to prohibit the catching or taking of food fish from the waters of Crystal River and its tributaries, in the county of Citrus, and State of Florida, by the use of seines, gill nets, drag nets, haul nets or any other kind of nets or device except hook and line, and prescribing a penalty for violation thereof.

With the following amendment:

After the word "Citrus" in the title and body of bill wherever the same appears, strike out the word "and," and insert in lieu thereof the following, "in."

Strike out the words in line 5 of section, "not less

than fifty dollars"; also, strike out the words in line 8, Section 3, "not less than thirty days."

Very respectfully,

J. G. KELLUM,
Chief Clerk of the House of Representatives.

And Senate Bill No. 37, contained in the above message, together with all amendments of the House of Representatives, was placed before the Senate.

Mr. Cone moved that the Senate concur in the amendments of the House to Senate Bill No. 37.

Which was agreed to.

And Senate Bill No. 37, as amended by the House of Representatives and concurred in by the Senate, was referred to the Committee on Enrolled Bills.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., May 3, 1909.

Hon. F. M. Hudson,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Bill No. 3:

A bill to be entitled an act to protect the fresh water fishes in the fresh water lakes, ponds and other fresh water streams in the county of Alachua.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

J. G. KELLUM,
Chief Clerk of the House of Representatives.

And House Bill No. 3, contained in the above message, was read the first time by its title.

Mr. McCreary moved that House Bill No. 3 be laid on the table, subject to call.

Which was agreed to, and House Bill No. 3 was so placed.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., May 3, 1909.

Hon. F. M. Hudson,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

Senate Bill No. 314:

A bill to be entitled an act to amend Section 4 of Chapter 4865, entitled an act to amend Sections 3, 40 and 41 of an act entitled an act to abolish the present municipal government of the town of Madison, Florida, and to provide a town government therefor, being Chapter 4313, Laws of Florida, approved June 2, 1893, to abolish the office of Trustees of Waterworks' Bonds and grant additional powers to said municipality.

Also—

Senate Bill No. 59:

A bill to be entitled an act to repeal the present charter of the town of Clearwater, Fla., and to grant and provide a new charter for the town of Clearwater, Fla.

Was taken up.

Also—

Senate Bill No. 91:

A bill to be entitled an act to validate the municipal election in the town of Oakland, in Orange county, held on March 29, 1909, and to declare the persons elected at such election the duly constituted authorities of the town.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And Senate Bills Nos. 314, 59 and 91, contained in the above message, were referred to the Committee on Enrolled Bills.

The following message from the House of Representatives was read:

House of Representatives.
Tallahassee, Fla., May 5, 1909.

Hon. F. M. Hudson,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has adopted—

House Concurrent Resolution No. 17:

A concurrent resolution requesting the Congress of the United States to appropriate \$50,000.00 for the purpose of deepening Charlotte harbor in front of the wharves at Punta Gorda, Florida.

Also—

House Concurrent Resolution No. 18:

Relative to placing potash, etc., on the free list.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

J. G. KELLUM,
Chief Clerk of the House of Representatives.

And House Concurrent Resolution No. 17 was read the first time and was laid over under the rules.

House Concurrent Resolution No. 18 was read the first time and was laid over under the rules.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., May 3, 1909.

Hon. F. M. Hudson,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Bill No. 441:

A bill to be entitled an act to authorize the Board of County Commissioners of St. Lucie county, Florida, to levy a tax of not to exceed five mills on the dollar, in addition to other taxes now authorized by general law,

for grading and hard surfacing the public roads of said county.

Also—

House Bill No. 466:

A bill to be entitled an act to amend Sections 3 and 7 of Chapter 5364 of the Laws of Florida, entitled "An act to incorporate and establish a municipal government for the town of Tarpon Springs, in Hillsborough county, Florida; to provide for its government, prescribe its jurisdiction and powers, and to abolish the present corporation of said town."

Also—

House Bill No. 481:

A bill to be entitled an act prescribing punishment for the commission of misdemeanor in this State, when not otherwise provided by statute.

Also—

House Bill No. 482:

A bill to be entitled an act to abolish the present municipal government of the town of Dade City, in the county of Pasco and State of Florida, and to establish, organize and constitute a municipality to be known and designated as the city of Dade City, and to define its territorial boundaries, to provide for its jurisdiction, powers and privileges.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And House Bill No. 441, contained in the above message, was read the first time by its title and referred to the Committee on County Organization.

And House Bill No. 461, contained in the above message, was read the first time by its title and referred to the Committee on Municipalities.

And House Bill No. 481, contained in the above message, was read the first time by its title and referred to the Committee on Judiciary A.

And House Bill No. 482, contained in the above message, was read the first time by its title and referred to the Committee on Municipalities.

The following Message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., May 3, 1909.

Hon. F. M. Hudson,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Bill No. 483:

A bill to be entitled an act to amend Chapter 5354, Laws of the State of Florida, entitled "An act to legalize the incorporation of Macclenny, and to bestow certain powers thereon.

Also—

House Bill No. 484:

A bill to be entitled an act to amend Chapter 5778, Laws of Florida, relative to fishing in Ocean Pond, in Baker county, Florida.

Also—

House Bill No. 485:

A bill to be entitled an act to protect food fishes in rivers, creeks and bayous in Citrus county, State of Florida.

Also—

House Bill No. 486:

A bill to be entitled an act to prohibit the catching of fish in the lakes and streams of DeSoto county, State of Florida, with any seine, net, trap, set device, or by shooting or gigging or otherwise than with a hook and line, and prohibit the transportation or receiving for transportation of such fish, within the limits of said DeSoto county, State of Florida, and to prohibit the selling or offering for sale, shipping or offering for shipment, or transportation within said county of any fish taken from such lakes and streams.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And House Bill No. 483 contained in the above message was read the first time by its title and referred to the Committee on Municipalities.

And House Bill No. 484 contained in the above message was read the first time by its title and referred to the Committee on Game and Fisheries.

And House Bill No. 485 contained in the above message was read the first time by its title and referred to the Committee on Game and Fisheries.

And House Bill No. 486, contained in the above message, was read the first time by its title.

Mr. Humphries moved that the rules be waived and that the bill be read a second time by its title.

Which was agreed to by a two-thirds vote.

And House Bill No. 486 was read a second time by its title.

Mr. Humphries moved that the rules be further waived and that House Bill No. 486 be read a third time and put upon its passage.

Which was agreed to by a two-thirds vote.

And—

House Bill No. 486:

A bill to be entitled an act to prohibit the catching of fish in the lakes and streams of DeSoto county, State of Florida, with any seine, net, trap, set device, or by shooting or gigging or otherwise than with a hook and line, and prohibit the transporting or receiving for transportation of such fish within the limits of said DeSoto county, State of Florida, and to prohibit the selling or offering for sale, shipping or offering for shipment, or transportation within said county of any fish taken from such lakes or streams.

Was read the third time in full.

Upon the passage of House Bill No. 486, the roll was called, and the vote was:

Yeas—Mr. President, Senators Adkins, Baker (20th Dist.), Baker (29th Dist.), Broome, Buckman, Crill, Cook, Cone, Cottrell, Davis, Dayton, Girardeau, Harris, Hosford, Humphries, Johnson, Leggett, Massey, McCreary, McLeod, McMullen, Miller, Sams, West, Williams, Withers—27.

Nays—None.

So the bill passed, title as stated.

And the same was ordered to be certified to the House of Representatives under the rule.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., May 5, 1909.

Hon. F. M. Hudson,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Bill No. 58:

A bill to be entitled an act to amend Section 3542 of the General Statutes of Florida, relating to open profanity.

Also—

House Bill No. 108:

A bill to be entitled an act to regulate the speed of automobiles and motor cars on the public highways in the State of Florida, and to cause them to stop when signaled to, and to provide a penalty for the violation thereof.

Also—

House Bill No. 257:

A bill to be entitled an act to authorize the city of Ocala to levy a special tax for the maintenance of a public library.

Also—

House Bill No. 342:

A bill to be entitled an act to amend Section 9, of Chapter 4877, of the Laws of Florida, June 1, 1909, entitled "An act to establish the municipality of Dune-din, provide for its government, and prescribe its jurisdiction and powers."

Also—

House Bill No. 375:

A bill to be entitled an act to repeal Chapter 5094 of the Laws of Florida, entitled an act to incorporate the town of Trilby, in Pasco County, Florida, and provide for the election of its municipal officers.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And House Bill No. 58, contained in the above message, was read the first time by its title and referred to the Committee on Judiciary B.

And House Bill No. 108, contained in the above message, was read the first time by its title and referred to the Committee on Public Roads and Highways.

And House Bill No. 257 contained in the above message was read the first time by its title.

Mr. Baker, of the 20th District, moved that the rules be waived and that the bill be read a second time by its title.

Which was agreed to by a two-thirds vote.

And—

House Bill No. 257 was read a second time by its title.

Mr. Baker, of the 20th District, moved that the rules be further waived and that House Bill No. 257 be read a third time and put upon its passage.

Which was agreed to by a two-thirds vote.

And—

House Bill No. 257:

A bill to be entitled an act to authorize the city of Ocala to levy a special tax for the maintenance of a public library.

Was read the third time in full.

Upon the passage of House Bill No. 257 the roll was called and the vote was:

Yeas—Mr. President, Senators Adkins, Baker (20th Dist.), Baker (29th Dist.), Broome, Buckman, Cook, Cone, Cottrell, Dayton, Girardeau, Harris, Henderson, Hosford, Humphries, Johnson, Leggett, Massey, McCreary, McLeod, McMullen, Miller, Sams, Sloan, West, Williams, Withers—27.

Nays—None.

So the bill passed, title as stated.

And the same was ordered to be certified to the House of Representatives under the rule.

And House Bill No. 342, contained in the above mes-

sage, was read the first time by its title and referred to the Committee on Municipalities.

And House Bill No. 375, contained in the above message, was read the first time by its title.

Mr. Dayton moved that the rules be waived and that the bill be read a second time by its title.

Which was agreed to by a two-thirds vote.

And—

House Bill No. 375 was read a second time by its title.

Mr. Dayton moved that the rules be further waived and that House Bill No. 375 be read a third time and put upon its passage.

Which was agreed to by a two-thirds vote.

And—

House Bill No. 375:

A bill to be entitled an act to repeal Chapter 5094 of the Laws of Florida, entitled an act to incorporate the town of Trilby, in Pasco county, Florida, and provide for the election of its municipal officers.

Was read the third time in full.

Upon the passage of House Bill No. 375, the roll was called and the vote was:

Yeas—Senators Adkins, Baker (20th Dist.), Baker (29th Dist.), Beard, Broome, Buckman, Crill, Cook, Cone, Cottrell, Davis, Dayton, Girardeau, Henderson, Hosford, Humphries, Johnson, Leggett, Massey, McCreary, McLeod, McMullen, Miller, Sams, Sloan, West, Williams, Withers—29.

Nays—None.

So the bill passed, title as stated.

And the same was ordered to be certified to the House of Representatives under the rule.

ORDERS OF THE DAY.

The motion of Mr. Johnson to reconsider the vote by which the Senate refused to indefinitely postpone Senate Bill No. 315, was taken up as the order of the day.

Upon the motion to reconsider, the yeas and nays were demanded, and the vote was:

Yeas—Senators Adkins, Baker (29th Dist.), Beard, Cook, Cone, Cottrell, Davis, Girardeau, Hosford, Johnson, Leggett, McLeod, Miller, West, Williams, Withers—16.

Nays—Mr. President, Senators Buckman, Crill, Dayton, Harris, Henderson, Humphries, Massey, McCreary, McMullen, Sams, Sloan—13.

So the Senate reconsidered the vote by which the Senate refused to indefinitely postpone Senate Bill No. 315.

The question recurred upon the indefinite postponement of Senate Bill No. 315:

Upon the question, the yeas and nays were demanded, and the vote was:

Yeas—Senators Adkins, Baker (29th Dist.), Cook, Cone, Cottrell, Girardeau, Hosford, Johnson, Leggett, McLeod, Miller, West, Williams, Withers—14.

Nays—Mr. President, Senators Baker (20th Dist.), Beard, Broome, Buckman, Crill, Dayton, Harris, Henderson, Humphries, Massey, McCreary, McMullen, Sams, Sloan—15.

So the motion to indefinitely postpone the bill was lost, and Senate Bill No. 315 was placed on Calendar of Bills on Third Reading.

Mr. McMullen moved that House Bill No. 466 be withdrawn from the Committee on Municipalities and that same be substituted for Senate Bill No. 130.

Which was agreed to.

And House Bill No. 466 took the place of Senate Bill No. 130.

Mr. McMullen moved that Senate Bill No. 245 be substituted by House Bill No. 342.

Which was agreed to and the substitution was made.

SPECIAL ORDERS OF THE DAY.

The hour of eleven o'clock, the hour set for the special consideration of Senate Bill No. 15, having arrived.

Senate Bill No. 15:

A bill to be entitled an act to prohibit the sale, exchange or barter of intoxicating liquors, wines or beer in the State of Florida, and providing a penalty for the violation thereof.

Was taken up.

Mr. Beard moved that the further consideration of the bill be deferred until eleven o'clock Tuesday, May 11.

Which was agreed to.

Mr. Cook moved that Senate Bill No. 95 be made a special order for 11 o'clock a. m., Friday, May 7.

Which was agreed to.

Mr. Cook moved that 200 copies of Senate Bill No. 95 be printed.

Which was agreed to and so ordered.

Mr. Baker, of 20th District, moved that Senate Bill No. 104 be recommitted to the Committee on Pensions.

Which was agreed to, and the bill was so recommitted.

BILLS ON SECOND READING.

Senate Bill No. 129:

A bill to be entitled an act to amend Chapter 5618 of the Laws of Florida, requiring common carriers to pay claims for lost or damaged freight or express, or other charges on freight or express within a certain time; and providing within the event a common carrier fails to pay said claim within said time, that such common carrier shall in certain cases be liable for interest on said claims at the rate of 50 per cent. per annum, and shall also be liable for a reasonable attorney's fee.

Was taken up and read the second time in full.

The Committee on Judiciary B substitute for Senate Bill No. 129.

Was taken up and read the first time by its title.

The Committee Substitute for Senate Bill 129 was read the second time in full.

Mr. Cone moved that the Committee Substitute for Senate Bill No. 129 be made a special order for 10:30 a. m. Friday next.

Which was agreed to.

Mr. Cone moved that 100 copies of the Committee Substitute for Senate Bill No. 129 be printed.

Which was agreed to and so ordered.

Senate Bill No. 180:

A bill to be entitled an act to amend Section 3898 of the General Statutes of the State of Florida, the same being relative to the criminal jurisdiction of justices of the peace.

Was taken up.

Mr. Hosford asked permission to withdraw the bill.

Which was granted, and the bill was withdrawn.

Senate Bill No. 187:

A bill to be entitled an act to prevent coercion in

certain cases; and providing a penalty for violation of the provisions of this act.

Was taken up and passed informally.

Senate Bill No. 151:

A bill to be entitled an act to repeal Section 3772 of the General Statutes of the State of Florida, and to amend Section 3774 of the General Statutes of the State of Florida, relating to closed season for mullet and other fish.

Was taken up.

Mr. Williams, Chairman of the Committee on Game and Fisheries, as required by the rule, moved to indefinitely postpone the bill.

Which was agreed to, and the bill, Senate Bill No. 151, was indefinitely postponed.

Senate Bill No. 156:

A bill to be entitled an act to amend Section 3101 of the General Statutes of the State of Florida, relative to the sale of personal property pledged or deposited as collateral security.

Was taken up and read the second time in full.

The following committee amendment was read:

In Section 1, strike out the words "or other personal property of any kind whatsoever."

Mr. Massey moved to adopt amendment.

Which was agreed to, and the amendment was adopted.

There being no further amendment the bill, as amended, was referred to the Committee on Engrossed Bills.

Senate Bill No. 159:

A bill to be entitled an act concerning the payment or certification of forged checks, and the liabilities of banks and others therefor.

Was taken up.

Mr. Buckman asked permission to withdraw the bill.

Which was granted, and the bill was withdrawn.

Senate Bill No. 131:

A bill to be entitled an act to amend Section 378 of the General Statutes of the State of Florida, relating to pay of Grading Committee.

Was taken up.

Mr. Davis moved that Senate Bill No. 131 be laid on the table subject to call.

Which was agreed to and so ordered.

Senate Bill No. 147:

A bill to be entitled an act requiring clerical assistants for County Superintendent of Public Instruction in counties where the enrollment of children in the public schools of the county exceeds four thousand, and regulating the salaries of these clerks.

Was taken up and read the second time in full.

Mr. Henderson moved that the bill be laid on the table subject to call.

Which was agreed to and so ordered.

Senate Bill No. 123:

A bill to be entitled an act to amend Section 370 of the General Statutes of the State of Florida, relating to State Certificate.

Was taken up and was read the second time in full.

The following committee amendment was read:

Amend by adding the words "State Certificate" after the figures "370" in Section One.

Mr. Baker, of the 20th District, moved to adopt the committee amendment.

Which was agreed to, and the amendment was adopted.

And Senate Bill No. 123, as amended, was referred to the Committee on Engrossed Bills.

Senate Bill No. 103:

A bill to be entitled an act to amend Section 371 of the General Statutes of the State of Florida, relating to life certificate.

Was taken up and read the second time in full and the following Committee amendment to the bill was read, as follows:

Amend by adding the words "life certificate" after the figures "371" in Section 1.

Mr. Humphries moved to adopt the Committee amendment.

Which was agreed to.

And the amendment was adopted.

And Senate Bill No. 103, as amended, was referred to the Committee on Engrossed Bills.

Senate Bill No. 4:

A bill to be entitled an act to punish persons voting, attempting or offering to vote in a primary election who

in the preceding general election voted for any candidate other than the candidate of the party holding primary election.

Was taken up and read the first time in full.

Mr. McLeod, Chairman of the Committee on Privileges and Elections, as required by the rule, moved to indefinitely postpone the bill.

After which the yeas and nays were demanded.

The roll was called, and the vote was:

Yeas—Mr. President, Messrs. Adkins, Baker (Twentieth District), Baker (Twenty-ninth District), Broome, Buckman, Cone, Cottrell, Harris, Henderson, Humphries, Johnson, Leggett, Massey, McCreary, McLeod, Sams, Sloan, West, Williams, Withers—22.

Nays—Beard, Miller—2.

So Senate Bill No. 4 was indefinitely postponed.

Senate Bill No. 181:

A bill to be entitled an act to appropriate one thousand dollars annually to assist in publishing the Annual Proceedings of the Florida State Horticultural Society and the free distribution thereof to the citizens of Florida.

Was taken up and read the second time in full.

The committee amendment was read as follows:

Committee on Agriculture offered committee amendment to Senate Bill No. 181, to wit:

Strike out from said bill the words "one thousand" wherever the same occurs and insert in lieu thereof the words "five hundred."

Mr. Hosford moved to adopt the committee amendment. Which was not agreed to.

There being no amendment to the bill, it was placed on the Calendar of Bills on the Third Reading.

Senate Bill No. 169:

A bill to be entitled an act to repeal Chapter 5767 of the Laws of Florida, entitled "An act to organize a County Court in and for the county of Lafayette, to prescribe the terms thereof, and to provide for the appointment of a Prosecuting Attorney and for his compensation, and for that of Judge of said court."

Was taken up and was passed over informally.

The President Pro Tem in the chair.

Senate Bill No. 86:

A bill to be entitled an act to provide for the issuing

of Teachers' First-Grade Certificates, also State Certificates, to persons holding a diploma from the University of the State of Florida, or from the Florida Female College.

Was taken up and read a second time in full.

There being no amendment to Senate Bill No. 86, it was placed on the Calendar of Bills on the Third Reading under the rule.

Senate Bill No. 56:

A bill to be entitled an act giving the holder of a negotiable instrument the right to sue the makers and endorsers thereof jointly.

Was taken up and read the second time in full.

The following amendment, offered by Mr. Johnson, was read—

Amendment to Senate Bill No. 56:

At the end of Section 1 of said bill add the following:

"Provided, That parties defendant in actions above provided for shall be allowed to interpose any defense to said action that they might and could have interposed had they been sued separately; and provided further, That when any party defendant shall interpose a defense whereby he is discharged from liability, such defense and discharge shall in no wise effect the liability of other parties defendant; and provided further, That it is not the purpose of this act to change the negotiable instrument law as now in force in this State, or the rights and liabilities of parties thereunder."

Mr. Johnson moved to adopt the amendment.

Which was agreed to.

There being no further amendment, Senate Bill No. 56, as amended, was referred to the Committee on Engrossed Bills.

Senate Bill No. 98:

A bill to be entitled an act to amend Section 246 of the General Statutes of the State of Florida, relating to lien of assessment.

Was taken up and read the second time in full.

The amendment of the Committee on Finance and Taxation was read as follows:

Strike out the word "July," in 4th line, and insert in lieu thereof the following: "January."

Mr. Buckman moved to adopt the amendment.

Which was not agreed to.

There being no amendment to Senate Bill No. 98, it was, under the rule, placed on the Calendar of Bills on the Third Reading.

Senate Bill No. 172:

A bill to be entitled an act dividing the Senate into Senatorial districts and apportioning members of the House of Representatives.

Was taken up.

Mr. Harris moved to postpone the further consideration of Senate Bill No. 172 to 11 o'clock tomorrow morning.

Which was agreed to, and so ordered.

Senate Bill No. 180:

A bill to be entitled an act to require attendance upon the public schools of Florida for four scholastic months in each year between the ages of eight and fifteen years.

Was taken up and read the second time.

Mr. Henderson, Chairman of the Committee on Education as required by the rule, moved to indefinitely postpone the bill.

Mr. Hosford moved that Senate Bill No. 152 be laid on the table subject to call.

Which was agreed to.

Senate Bill No. 197:

A bill to be entitled an act to regulate the use of vehicles upon public hard-surface roads in Dade County.

Was taken up.

The bill was passed over temporarily.

Senate Bill No. 192:

A bill to be entitled an act to prohibit, and to provide punishment for, the sale or purchase of short staple seed cotton during the months of August, September, October or November, and to repeal all laws in conflict with the law.

Was taken up and read the second time in full.

Mr. West moved that Senate Bill No. 192 be laid on the table subject to call.

Which was agreed to, and so ordered.

The President in the chair.

Senate Bill No. 196:

A bill to be entitled an act to amend Section 3426 of

the General Statutes of the State of Florida.

Was taken up and read the second time in full.

Mr. Dayton offered the following amendment to—

Senate Bill No. 196:

Strike out the words "five miles" and insert in lieu thereof the following: "Two miles."

Mr. Dayton moved the adoption of the amendment.

Which was not agreed to.

Mr. Dayton offered the following amendment to—

Senate Bill No. 196:

"Provided this act shall not apply to that part of the State south of Ocala."

Mr. Dayton moved the adoption of the amendment.

Which was agreed to.

And Senate Bill No. 196, as amended, was referred to the Committee on Engrossed Bills.

Senate Bill No. 7:

A bill to be entitled an act requiring certain State officers and certain departments of the State government to make detailed reports, and providing a penalty for the failure to comply with said requirements.

Was taken up and read the second time in full.

Mr. Sloan offered the following amendment to Senate Bill No. 7:

Strike out the words on page 2, beginning on line 8, the following: "A detailed itemized report covering the transaction of their offices and departments, respectively including."

Also, on page 2, line 14, after the word "disbursements," strike out the word "thereof" and insert in lieu thereof the following, "of their respective departments."

Mr. Sloan moved the adoption of the amendment.

Which was agreed to.

And Senate Bill No. 7, as amended, was referred to the Committee on Engrossed Bills.

Senate Bill No. 110:

A bill to be entitled an act to regulate the killing and butchering of cattle.

Was taken up, and was informally passed over.

Mr. Leggett moved that the Senate do now take up Miscellaneous Business.

Which was agreed to.

MISCELLANEOUS BUSINESS.

Mr. Leggett moved that the Senate take a recess until 4 o'clock this afternoon.

Which was agreed to.

Whereupon the Senate took a recess to 4 o'clock this afternoon.

AFTERNOON SESSION.

4 O'CLOCK P. M.

Senate met, pursuant to adjournment.

The President in the Chair.

The roll was called, and the following Senators answered to their names:

Mr. President, Senators Adkins, Baker (20th Dist.), Baker (29th Dist.), Broome, Buckman, Crill, Cook, Cone, Cottrell, Dayton, Girardeau, Harris, Hosford, Humphries, Johnson, Leggett, Massey, McCreary, McLeod, McMullen, Miller, Sams, Sloan, West, Williams, Withers—27.

A quorum present.

Senate Bill No. 110:

A bill to be entitled an act to regulate the killing and butchering of cattle.

Was taken up and read a second time.

Mr. Williams offered the following amendment to Senate Bill No. 110:

Strike out the word "appoint" in fourth line of Section 1, and insert in lieu thereof the following: "Recommended to the Governor for appointment."

Mr. Williams moved the adoption of the amendment.

Which was agreed to, and the amendment was adopted.

Mr. Dayton offered the following amendment to Senate Bill No. 110:

Provided, that the inspectors now appointed by law shall be inspectors after this act becomes a law in their respective districts.

Mr. Dayton moved the adoption of the amendment.

Which was agreed to, and the amendment was adopted.

And Senate Bill No. 110, as amended, was referred to the Committee on Engrossed Bills.

Senate Bill No. 39:

A bill to be entitled an act legalizing and confirming all grants, licenses and permits heretofore made and given by County Commissioners in relation to the occupation and use of highways, roads and streets by surface street railways, which licenses, grants or permits have been acted upon by the grantee or grantees, their successors or assignees, by the expenditure of money in good faith.

Was taken up and read the second time in full:

Mr. McMullen, of the 11th District, offered the following amendment to—

Senate Bill No. 39:

In Section 1, after the words "occupancy of such highways," insert "and now operating street railroads thereon."

Mr. McMullen moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

Mr. McMullen, of the 11th District, offered the following amendment to—

Senate Bill No. 39:

After the words "in good faith" in title, and "by the actual occupancy of such highways by now operating," insert the following: "Surface street railroad thereon."

Mr. McMullen moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

And Senate Bill No. 39 as amended, was referred to the the Committee on Engrossed Bills.

Senate Bill No. 176:

A bill to be entitled an act authorizing trustees of special tax school districts in the several counties of the State of Florida to issue bonds or other evidence of indebtedness to secure any outstanding indebtedness of said district and to secure any indebtedness incurred in purchase of any real estate or personal property for educational purpose, and the erection of buildings and maintaining the same for such purpose, and to provide an election to authorize such issuing of bonds.

Was taken up and read the second time in full.

The following Committee amendment was read:

Amend by adding, after the words "tax payers" in line 11, Section 2, the words "of real property."

Mr. Massey moved to adopt the Committee amendment.

Which was agreed to, and the Committee amendment was adopted.

Mr. Cone offered the following amendment to Senate Bill No. 176:

Strike out the word "majority" in the first line of Section 5 and insert in lieu thereof the following, "three-fifths."

Mr. Cone moved the adoption of the amendment.

Which was agreed to, and the amendment was adopted.

Mr. West moved that 200 copies of the bill be printed.

Which was agreed to, and so ordered.

Senate Bill No. 176, as amended, was referred to the Committee on Engrossed Bills.

Senate Bill No. 206:

A bill to be entitled an act to prohibit the dynamiting or shooting of fish in the waters of the State of Florida.

Was taken up.

Mr. Williams, Chairman of the Committee on Game and Fisheries, as required by the rule, moved to indefinitely postpone the bill.

Which was agreed to, and Senate Bill No. 206 was indefinitely postponed.

Senate Bill No. 164:

A bill to be entitled an act to amend Section 3767 of the General Statutes of the State of Florida, and to protect food fishes in the rivers, creeks and bayous of said State.

Was taken up and read the second time in full.

The following Committee on Game and Fisheries amendment was read.

Strike out in Section 1, line ten, all after the word "law," also the words "gill net," in line six, Section One.

Mr. Williams moved to adopt the committee amendment.

Which was agreed to, and the amendment was adopted.

Senate Bill No. 164, as amended, was referred to the Committee on Engrossed Bills.

Senate Bill No. 177:

A bill to be entitled an act to confer upon the Railroad Commissioners of the State of Florida jurisdiction to

regulate the service and charges of telegraph companies operating in this State.

Was taken up and read the second time in full.

Mr. Cook offered the following amendment to Senate Bill No. 177:

Add, just after the word telegraph, wherever it appears in said bill, the words "and telephone."

Mr. Cook moved to adopt the amendment.

Mr. Johnson, of the 17th, offered the following amendment to the amendment of Senate Bill No. 177:

After the word "telegraph," in said amendment, add the word "girl."

Mr. Johnson moved the adoption of the amendment to the amendment.

Upon which the yeas and nays were demanded.

The roll was called, and the vote was:

Yeas—Senators Baker (Twenty-ninth District), Beard, Cone, Hosford, Humphries, Williams—6.

Nays—Mr. President, Senators Adkins, Baker (Twentieth District), Baker (Twenty-ninth District), Beard, Broome, Crill, Cook, Cone, Cottrell, Davis, Girardeau, Hosford, Leggett, Massey, McLeod, Miller, Sloan, West, Williams, Withers—21.

So the amendment to the amendment was not adopted.

The question recurred upon the motion to adopt the amendment offered by Mr. Cook.

Upon which the yeas and nays were demanded.

The roll was called, and the vote was:

Yeas—Senators Humphries, Johnson, McCreary, McMullen—4.

Nays—Mr. President, Senators Adkins, Baker (Twentieth District), Broome, Buckman, Crill, Cottrell, Davis, Dayton, Girardeau, Harris, Henderson, Humphries, Johnson, Leggett, Massey, McCreary, McLeod, McMullen, Sams, Sloan, West, Williams, Withers—24.

So the amendment was not agreed to.

Mr. Hosford offered the following amendment to—

Senate Bill No. 177:

In second line of Section 1 after the word "telegraph" add "or long distance telephone lines."

Mr. Hosford moved the adoption of the amendment.

Upon which the yeas and nays were demanded.

The roll was called, and the vote was:

Yeas—Senators Adkins, Baker (20th Dist.), Baker

(29th Dist.), Beard, Cook, Cone, Girardeau, Hosford, McLeod, Miller, Williams—11.

Nays—Mr. President, Senators Broome, Buckman, Crill, Cottrell, Davis, Dayton, Harris, Henderson, Humphries, Johnson, Leggett, Massey, McCreary, McMullen, Sams, Sloan, West, Withers—17.

So the amendment was not adopted.

Mr. Crill, of Putnam, offered the following amendment to—

Senate Bill No. 177:

After the word "telegraph" wherever it appears in the bill or title insert "This act shall not apply to local telephone companies."

Mr. Crill moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

Mr. Dayton offered the following amendment to—

Senate Bill No. 177:

"Provided this act shall not apply to villages and towns of less than ten thousand inhabitants."

Which was withdrawn.

Mr. Harris moved to indefinitely postpone Senate Bill No. 177, as amended.

Upon which the yeas and nays were demanded.

The roll was called, and the vote was:

Yeas—Senators Buckman, Cook, Cone, Cottrell, Dayton, Harris, Henderson, Hosford, Humphries, Johnson, McCreary, Sams—12.

Nays—Mr. President, Senators Baker (Twentieth District), Baker (Twenty-ninth District), Beard, Broome, Crill, Cone, Davis, Girardeau, Leggett, Massey, McLeod, McMullen, Miller, Sloan, West, Williams, Withers—18.

So the Senate refused to indefinitely postpone the bill.

Mr. McMullen moved to reconsider the vote by which the Senate adopted the amendment offered by Mr. Crill to Senate Bill No. 177.

Which motion went over under the rule.

Mr. Humphries moved that the rules be waived and that the Senate do now consider the motion to reconsider the vote by which the Senate adopted the following amendment:

After the word "telegraph" wherever it appears in the bill or title, insert "This act shall not apply to local telephone companies."

Which was agreed to by a two-thirds vote.

Upon the question of the reconsideration of the vote by which the amendment was adopted, the reconsideration was agreed to by a two-thirds vote.

Mr. Crill withdrew the amendment.

Mr. Humphries, of the 27th District, offered the following amendment to—

Senate Bill No. 177:

At the end of bill insert: "Provided, however, That nothing herein shall be construed to include or refer to local telephone companies."

Mr. Humphries moved the adoption of the amendment.

Which was agreed to.

Mr. Harris moved to indefinitely postpone the bill as amended.

Which was not agreed to.

Mr. Dayton, of the 9th District, offered the following amendment to—

Senate Bill No. 177:

Strike out the word "regulate" in the third line of title, and insert in lieu thereof the following: "Let alone."

Mr. Dayton moved the adoption of the amendment.

Which was not agreed to.

And Senate Bill No. 177, as amended, was referred to the Committee on Engrossed Bills.

REPORT OF COMMITTEES.

Mr. Leggett, Chairman of the Joint Committee on Enrolled Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 5, 1909.

Hon. F. M. Hudson,
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred—

House Bill No. 390:

An act to enlarge the powers, authority and privileges of the municipality of the town of Plant City, Florida.

Also—

House Bill No. 388:

An act to legalize the election held in the city of Wauchula, on the 2d day of November, A. D. 1907, to determine by an affirmative vote a majority of the qualified electors of said city who was resident owners of real estate within the corporate limits of said city, whether or not the bonds proposed by an ordinance entitled: "An ordinance to submit to the qualified registered voters of the city of Wauchula the question of issuing bonds, and to provide for the issuance of such bonds." Said ordinance being Ordinance No. 12, passed by the City Council of said city on the 2d day of October, 1909, should be authorized and issued, and to declare and render valid and legal said election and notice thereof and the result as shown by the returns thereof, and to declare and render legal and valid said ordinance and to authorize the issue of bonds as provided by said ordinance, and to declare valid and binding all bonds which have or may be issued under the terms of said ordinance.

Also—

House Bill No. 350:

An act to prohibit the catching of fish in the lakes and streams of Polk county, State of Florida, with any seine, net, trap, or set device, or by shooting or gigging or otherwise than with a hook and line, and to prohibit the transporting or receiving for transportation of such fish within the limits of said Polk county, State of Florida, and to prohibit the selling or offering for sale, shipping, or offering for shipment, or transportation within said county of any fish taken from such lakes or streams, otherwise than with a hook and line, and prescribing a penalty for the violation thereof.

Also—

House Bill No. 266:

An act to legalize, ratify and confirm the incorporation of the town of Interlachen, in Putnam county, Florida, and all its acts, ordinances, resolutions and proceedings.

Have examined the same and find them correctly enrolled.

Very respectfully,

C. L. LEGGETT,

Chairman of Joint Committee.

And the acts contained in the above report were referred to the Joint Committee on Enrolled Bills, to con-

vey to the House of Representatives for the signature of the Speaker of the House of Representatives and the Chief Clerk thereof.

Mr. Leggett, Chairman of the Joint Committee on Enrolled Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 5, 1909.

Hon. F. M. Hudson,
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred—

House Bill No. 390:

An act to enlarge the powers, authority and privileges of the municipality of the town of Plant City, Florida.
Also—

House Bill No. 388:

An act to legalize the election held in the city of Wauchula, on the 2d day of November, A. D. 1907, to determine by an affirmative vote a majority of the qualified electors of said city who was resident owners of real estate within the corporate limits of said city, whether or not the bonds proposed by an ordinance entitled: "An ordinance to submit to the qualified registered voters of the city of Wauchula the question of issuing bonds, and to provide for the issuance of such bonds." Said ordinance being Ordinance No. 12, passed by the City Council of said city on the 2d day of October, 1909, should be authorized and issued, and to declare and render valid and legal said election and notice thereof and the result as shown by the returns thereof, and to declare and render legal and valid said ordinance and to authorize the issue of bonds as provided by said ordinance, and to declare valid and binding all bonds which have or may be issued under the terms of said ordinance.

Also—

House Bill No. 350:

An act to prohibit the catching of fish in the lakes and streams of Polk county, State of Florida, with any seine, net, trap, or set device, or by shooting or gigging or otherwise than with a hook and line, and to prohibit the transporting or receiving for transportation of such fish within

the limits of said Polk county, State of Florida, and to prohibit the selling or offering for sale, shipping, or offering for shipment, or transportation within said county of any fish taken from such lakes or streams, otherwise than with a hook and line, and prescribing a penalty for the violation thereof.

Also—

House Bill No. 266:

An act to legalize, ratify and confirm the incorporation of the town of Interlachen, in Putnam county, Florida, and all its acts, ordinances, resolutions and proceedings.

Beg to report that the same has been duly signed by the Speaker and Chief Clerk of the House of Representatives, and is herewith presented to the Senate for the signatures of the President and Secretary thereof.

Very respectfully,

C. L. LEGGETT,

Chairman of Joint Committee.

ENROLLED.

The President announced that he was about to sign—

House Bill No. 390:

An act to enlarge the powers, authority and privileges of the municipality of the town of Plant City, Florida.

Also—

House Bill No. 388:

An act to legalize the election held in the city of Wauchula, on the 2d day of November, A. D. 1907, to determine by an affirmative vote a majority of the qualified electors of said city who was resident owners of real estate within the corporate limits of said city, whether or not the bonds proposed by an ordinance entitled: "An ordinance to submit to the qualified registered voters of the city of Wauchula the question of issuing bonds, and to provide for the issuance of such bonds." Said ordinance being Ordinance No. 12, passed by the City Council of said city on the 2d day of October, 1909, should be authorized and issued, and to declare and render valid and legal said election and notice thereof and the result as shown by the returns thereof, and to declare and render legal and valid said ordinance and to authorize the issue of bonds as provided by said ordinance, and to

declare valid and binding all bonds which have or may be issued under the terms of said ordinance.

Also—

House Bill No. 350:

An act to prohibit the catching of fish in the lakes and streams of Polk county, State of Florida, with any seine, net, trap, or set device, or by shooting or gigging or otherwise than with a hook and line, and to prohibit the transporting or receiving for transportation of such fish within the limits of said Polk county, State of Florida, and to prohibit the selling or offering for sale, shipping, or offering for shipment, or transportation within said county of any fish taken from such lakes or streams, otherwise than with a hook and line, and prescribing a penalty for the violation thereof.

Also—

House Bill No. 266:

An act to legalize, ratify and confirm the incorporation of the town of Interlachen, in Putnam county, Florida, and all its acts, ordinances, resolutions and proceedings.

The acts were thereupon duly signed by the President and Secretary of the Senate, and ordered returned to the Chairman of the Joint Committee on Enrolled Bills, to convey to the Governor for his approval.

Mr. Leggett, Chairman of the Joint Committee on Enrolled Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 5, 1909.

Hon. F. M. Hudson,
President of the Senate.

Sir:

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred—

House Bill No. 390:

An act to enlarge the powers, authority and privileges of the municipality of the town of Plant City, Florida.

Also—

House Bill No. 388:

An act to legalize the election held in the city of Wauchula, on the 2d day of November, A. D. 1907, to de-

termine by an affirmative vote a majority of the qualified electors of said city who was resident owners of real estate within the corporate limits of said city, whether or not the bonds proposed by an ordinance entitled: "An ordinance to submit to the qualified registered voters of the city of Wauchula the question of issuing bonds, and to provide for the issuance of such bonds." Said ordinance being Ordinance No. 12, passed by the City Council of said city on the 2d day of October, 1909, should be authorized and issued, and to declare and render valid and legal said election and notice thereof and the result as shown by the returns thereof, and to declare and render legal and valid said ordinance and to authorize the issue of bonds as provided by said ordinance, and to declare valid and binding all bonds which have or may be issued under the terms of said ordinance.

Also—

House Bill No. 350:

An act to prohibit the catching of fish in the lakes and streams of Polk county, State of Florida, with any seine, net, trap, or set device, or by shooting or gigging or otherwise than with a hook and line, and to prohibit the transporting or receiving for transportation of such fish within the limits of said Polk county, State of Florida, and to prohibit the selling or offering for sale, shipping, or offering for shipment, or transportation within said county of any fish taken from such lakes or streams, otherwise than with a hook and line, and prescribing a penalty for the violation thereof.

Also—

House Bill No. 266:

An act to legalize, ratify and confirm the incorporation of the town of Interlachen, in Putnam county, Florida, and all its acts, ordinances, resolutions and proceedings.

Beg to report that the same has been presented to the Governor for his approval.

Very respectfully,

C. L. LEGGETT,
Chairman of Joint Committee.

Mr. Buckman moved that the Senate do now adjourn.
Which was agreed to.

Whereupon the Senate stood adjourned to 10 o'clock a. m. Thursday, May 5, 1909.